



Via ECFS Filing

September 11, 2008

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

RE: Certification of CPNI Filing, EB Docket No. 06-36

Dear Ms. Dortch:

Pursuant to section 64.2009(e) of the Commission's rules<sup>7</sup> and the Commission's *Public Notice*, DA 08-171, dated January 29, 2008 in the above-captioned matter, X5 PDX, LLC hereby submits its late-filed 2007 and 2008 compliance certificate and a statement explaining how the Company's operating procedures ensure compliance with the referenced regulations.

By the attached Certificate and my signature below, I hereby certify to the Commission X5 PDX, LLC has established, and strictly follows, policies and operating procedures to fully comply with section 64.2009 of the Commission's rules governing Customer Proprietary Network Information ("CPNI").

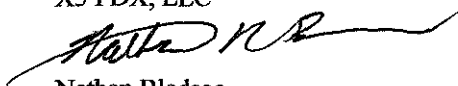
X5 PDX, LLC has established policies, which expressly prohibit release of CPNI to any employee not directly involved in the provision of service to the customer, subject to disciplinary action and termination of employment. Each employee receives an initial CPNI protection briefing and annual CPNI protection requirement reviews thereafter. All employees are strictly held to non-disclosure obligations.

CPNI data is accessible only to those employees with a "need to know" for purposes of serving current subscribers. The Company does not sell, or otherwise release, CPNI to other entities under any circumstances. All contact with customers is documented through retention of electronic copies of communications and retention of any scripts used if contacting subscribers telephonically, for a minimum period of one year. All sales or marketing campaigns initiated by the Company require my approval; I am responsible for ensuring that each campaign strictly complies with the Commission's CPNI regulations.

Questions regarding this matter may be directed to me.

Sincerely,

X5 PDX, LLC



Nathan Bledsoe  
Chief Operations Officer

<sup>7</sup> 47 C.F.R. §64.2009(e).

**Annual 47 C.F.R. S: 64.2009(e) CPNI Certification**  
**EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for 2007.

Date filed: September 11, 2008

Name of company covered by this certification: X5 PDX, LLC

Form 499 Filer ID: 822756

Name of signatory: Nathan Bledsoe

Title of signatory: Chief Operations Officer

I, Nathan Bledsoe, certify that I am an officer of the Company named above, and acting as an agent of the Company, that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See 47 C.F.R. S: 64.2001 et seq.*


Attached to this certification is a transmittal letter containing an accompanying statement explaining how the Company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 et seq. of the Commission's rules.

The Company has not taken, nor been compelled to take, any actions\* against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI.

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

X5 PDX, LLC

Signed



Nate Bledsoe  
Chief Operations Officer  
1501 4<sup>th</sup> Avenue, Suite 303  
Seattle, WA 98101  
Telephone: 206.839.4059

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\* Proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers.

**Annual 47 C.F.R. S: 64.2009(e) CPNI Certification**  
**EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for 2008.

Date filed: September 11, 2008

Name of company covered by this certification: X5 PDX, LLC

Form 499 Filer ID: 822756

Name of signatory: Nathan Bledsoe

Title of signatory: Chief Operations Officer

I, Nathan Bledsoe, certify that I am an officer of the Company named above, and acting as an agent of the Company, that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See 47 C.F.R. S: 64.2001 et seq.*

Attached to this certification is a transmittal letter containing an accompanying statement explaining how the Company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 et seq. of the Commission's rules.

The Company has not taken, nor been compelled to take, any actions\* against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI.

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

X5 PDX, LLC

Signed



Nate Bledsoe  
Chief Operations Officer  
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## **EPIC CPNI Order Actions**

**Carrier Authentication Requirements.** We prohibit carriers from releasing call detail information to customers during customer-initiated telephone contact except when the customer provides a password. If a customer does not provide a password, we prohibit the release of call detail information except by sending it to an address of record or by the carrier calling the customer at the telephone of record. We also require carriers to provide mandatory password protection for online account access. However, we permit carriers to provide CPNI to customers based on in-store contact with a valid photo ID.

**Notice to Customer of Account Changes.** We require carriers to notify the customer immediately when a password, customer response to a back-up means of authentication for lost or forgotten passwords, online account, or address of record is created or changed.

**Notice of Unauthorized Disclosure of CPNI.** We establish a notification process for both law enforcement and customers in the event of a CPNI breach.

**Joint Venture and Independent Contractor Use of CPNI.** We modify our rules to require carriers to obtain opt-in consent from a customer before disclosing a customer's CPNI to a carrier's joint venture partners or independent contractors for the purposes of marketing communications-related services to that customer.

**Annual CPNI Certification.** We amend the Commission's rules and require carriers to file with the Commission an annual certification, including an explanation of any actions taken against data brokers and a summary of all consumer complaints received in the previous year regarding the unauthorized release of CPNI.

**CPNI Regulations Applicable to Providers of Interconnected VoIP Service.** We extend the application of the CPNI rules to providers of interconnected VoIP service.

**Enforcement Proceedings.** We require carriers to take reasonable measures to discover and protect against pretexting, and, in enforcement proceedings, will infer from evidence of unauthorized disclosures of CPNI that reasonable precautions were not taken.

**Business Customers.** In limited circumstances, we permit carriers to bind themselves contractually to authentication regimes other than those adopted in this Order for services they provide to their business customers that have a dedicated account representative and contracts that specifically address the carrier's protection of CPNI.